

AGENDA

Exhibit 1

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

DOCKET NO.

07U-5051

2007 DEC 12 PM 3:06

IN THE MATTER OF THE PETITION OF QWEST CORPORATION FOR: 1) VARIANCES AND WAIVERS FROM CERTAIN REQUIREMENTS CONTAINED IN DECISION NO. 88513; 2) VARIANCES AND A WAIVER FROM CERTAIN REPORTING REQUIREMENTS CONTAINED IN DECISION NO. C82-1905; 3) VARIANCES AND WAIVERS FROM CERTAIN ONGOING AUDIT REQUIREMENTS ISSUED BY COMMISSION STAFF PURSUANT TO SECTIONS 40-6-106 AND 40-6-107, C.R.S.; 4) A VARIANCE FROM CERTAIN REPORTING REQUIREMENTS CONTAINED IN DECISION NO. C05-0258; AND, 5) A WAIVER OF CERTAIN REQUIREMENTS SET FORTH IN 4 CCR 723-2-2409(a) & (e), 2410 AND AUDIT REQUIREMENTS ISSUED BY COMMISSION STAFF PURSUANT TO SECTIONS 40-6-106 AND 40-6-107, C.R.S., PURSUANT TO AN AGREEMENT REACHED WITH THE STAFF OF THE COLORADO PUBLIC UTILITIES COMMISSION AND THE COLORADO OFFICE OF CONSUMER COUNSEL

PETITION FOR WAIVERS AND VARIANCES

Qwest Corporation ("Qwest"), by its attorney, and pursuant to 4 CCR 723-1-1003, 4 CCR 723-1-1304(h) and 723-2-2003(b), seeks: 1) variances and waivers from certain requirements contained in Decision No. 88513; 2) variances and a waiver from certain reporting requirements contained in Decision No. C82-1905; 3) variances and waivers from certain ongoing audit requirements issued by Commission Staff pursuant to Sections 40-6-106 and 40-6-107, C.R.S.; 4) a variance from certain reporting requirements contained in Decision No. C05-0258; and, 5) a waiver of certain requirements set forth in 4 CCR 723-2-2409(a) & (e), 2410 and audit requirements issued by Commission Staff pursuant to 40-6-106 and 40-6-107, C.R.S. This Petition is being filed as the result of an agreement reached between Qwest, the Staff of the Colorado Public Utilities Commission ("Staff") and the Colorado Office of Consumer Counsel ("OCC"). In support, Qwest states:

I. INTRODUCTION

1. The Stipulation and Settlement Agreement in Consolidated Docket Nos. 04A-411T and 04D-440T provided that Qwest, Staff and the OCC would “agree to review and modify the administrative and reporting requirements under the existing metrics [for Qwest] to streamline reporting and administrative requirements to ensure that reporting requirements are timely and direct in the event additional remedial action by either Staff or the OCC is necessary to ensure adequate and reliable service.” See Order Approving Settlement With Modifications, *In The Matter Of The Combined Application Of Qwest Corporation For Reclassification And Deregulation Of Certain Part 2 Products And Services And Deregulation Of Certain Part 3 Products And Service*, and *Staff Of The Colorado Public Utilities Commission's Petition For A Declaratory Order Concerning The Reclassification And Deregulation Of Telecommunications Services Under Parts 2 And 3, Title 40, Article 15 Of The Colorado Revised Statutes*, Consolidated Docket Nos. 04A-411T and 04D-440T, Decision No. C05-0802, Attachment A, p. 21 (Co. P.U.C. June 28, 2005).

2. Although this requirement was contained in the portion of the Stipulation and Settlement Agreement concerning service quality, the discussions between Qwest, Staff and the OCC which ensued involved not only Qwest's reporting obligations with respect to service quality but also Qwest's financial reporting obligations. Qwest's financial reporting obligations are the subject of this petition. Qwest will file a separate petition with the Commission seeking permission to modify its reporting obligations with respect to service quality.

II. DESCRIPTION OF REQUESTS FOR VARIANCES AND WAIVERS

3. The discussions between Qwest, Staff and the OCC have resulted in an agreement to modify certain of Qwest's financial reporting obligations. These modifications may be

grouped into five categories, based upon the derivation of the reporting requirement. The five categories of modifications are:

- A. variances and waivers from certain requirements contained in Decision No. 88513;
- B. variances and a waiver from certain reporting requirements contained in Decision No. C82-1905;
- C. variances and waivers from certain ongoing audit requirements issued by Commission Staff pursuant to Sections 40-6-106 and 40-6-107, C.R.S.;
- D. a variance from certain reporting requirements contained in Decision No. C05-0258; and,
- E. a waiver of certain requirements set forth in 4 CCR 723-2-2409(a) and (e), 2410 and audit requirements issued by Commission Staff pursuant to 40-6-106 and 40-6-107, C.R.S.

Each will be described in turn.

A. Request For Variances And Waivers From Certain Requirements Contained In Decision No. 88513.

4. In response to a rate case filing made by Qwest's predecessor, Mountain States Telephone and Telegraph Company ("Mountain States"), the Commission required Mountain States to file a financial and operating report. See Order, *In The Matter Of The Application Of The Mountain States Telephone And Telegraph Company, A Corporation, 931 - 14th Street, Denver, Colorado, For An Order Of The Commission Determining The Fair Value Of Applicant's Property Devoted To The Rendition Of Intrastate Telephone Service In Colorado, A Fair, Reasonable, And Adequate Rate Of Return To Be Applied Thereto, And The Resulting Amounts Of Net Earnings And Revenues Required In The Future; And, Upon Such Determination By The Commission And The Filing Of A Proposed Tariff And Additional Hearings Thereon For Authority To File A Schedule Of Just And Reasonable Rates To Produce*

The Required Revenues., Application No. 23116, Decision No. 2385, Ordering Paragraph 3 (Co. P.U.C. January 7, 1969).

5. Several years later, Mountain States filed a motion with the Commission to modify the format and content of the report required by Decision No. 72385. See Order, *In The Matter Of The Application Of The Mountain States Telephone And Telegraph Company For Authority To Modify The Format And Content Of Its Supplement To Its Annual Report To The Commission*, Application No. 29080, Decision No. 88513, Ordering Paragraph 1 (Co. P.U.C. April 6, 1976).

6. Set forth in the left column of the table below is a description of the annual reporting requirements established in Decision No. 88513 from which Qwest seeks variances and waivers in this Petition. Set forth in the right column of the table below is a description of the manner in which Qwest, Staff and the OCC have agreed these reporting requirements should be modified for the future, and whether the relief sought to obtain the modification to the reporting requirement requires a waiver or a variance.

REPORTING REQUIREMENTS CREATED IN DECISION NO. 88513	
CURRENT REPORTING REQUIREMENT	NEW REPORTING REQUIREMENT
1. ARMIS 43-02 Report - Company Level – Complete – Provided as part of Qwest's Annual Report.	1. Eliminate - Available from the FCC – Variance ¹
2. ARMIS 43-08 Report - Company Level – Complete- Provided as part of Qwest's Annual Report.	2. Eliminate - Available from the FCC – Variance ²
3. Plant in Service Details (Company to Intrastate) – End of year and average Income Statement	3. Replace with reports Qwest generates in compliance with 47 C.F.R. Parts 36 and 64 (hereinafter referred

¹ Qwest has filed a petition for forbearance with the FCC to eliminate these ARMIS filing requirements. *Petition of Qwest Corporation for Forbearance from Enforcement of the Commission's ARMIS and 492A Reporting Requirements Pursuant to 47 U.S.C. § 160(c)*, WC Docket No. 07-204 (filed September 13, 2007) Qwest understands that this proceeding may take 12 – 15 months from the filing date to be resolved. If the petition is granted by the FCC, Qwest will continue to provide such ARMIS reporting information in the Annual Report until such time as Qwest, Staff, and the OCC re-evaluate the data and determine what, if any, parts of the reports can be modified or eliminated.

² See *Id.* Excluded from Qwest's FCC forbearance petition are ARMIS 43-08, Table III, Columns FC, FD and FE.

REPORTING REQUIREMENTS CREATED IN DECISION NO. 88513	
CURRENT REPORTING REQUIREMENT	NEW REPORTING REQUIREMENT
(Company to Intrastate) – Provided as part of the “Supplement” to Qwest’s Annual Report	to as “Colorado 1990’s - Separated Results of Operations”) – Variance
4. Revenue Summary (Company to Intrastate) Expense Summary (Company to Intrastate) – Provided as part of the “Supplement” to Qwest’s Annual Report	4. Replace with Colorado 1990’s - Separated Results of Operations – Variance
5. Tax Detail Workpapers- Provided as part of the “Supplement” to Qwest’s Annual Report	5. Replace with Colorado 1990’s - Separated Results of Operations – Variance
6. Balance Sheet (Colorado) JR 1990 - Provided as part of the “Supplement” to Qwest’s Annual Report	6. Replace with Colorado 1990’s - Separated Results of Operations – Variance
7. Depreciation Rates for Colorado - Provided as part of the Supplement to Qwest’s Annual Report	7. Eliminate – Waiver

B. Request For Variances And A Waiver From Certain Reporting Requirements Contained In Decision No. C82-1905.

7. As a part of an order granting a rate increase to Qwest’s predecessor, Mountain States, the Commission ordered Mountain States to file a “monthly financial report containing an intrastate per book income statement; an intrastate per book rate base; a consolidated Bell System capital structure including composite costs; and the resulting rate of return on rate base and common equity.” Order of the Commission, *Re: Investigation and Suspension Of Proposed Changes in Tariff – Colorado PUC No. 5 – Telephone – Mountain States Telephone and Telegraph Company, Denver, Colorado, 80202*, Investigation and Suspension Docket No. 15785, Decision No. C82-1905, p. 80 (Co. P.U.C. December 7, 1982).

8. Set forth in the left column of the table below is a description of the monthly reporting requirements established in Decision No. C82-1905, from which Qwest seeks variances and a waiver in this Petition. Set forth in the right column of the table below is a description of the manner in which Qwest, Staff and the OCC have agreed these reporting

requirements should be modified for the future, and whether the relief sought to obtain the modification to the reporting requirement requires a waiver or a variance.

REPORTING REQUIREMENTS CREATED IN DECISION NO. C82-1905	
CURRENT REPORTING REQUIREMENT	NEW REPORTING REQUIREMENT
1. Intrastate Income Statement Monthly and 12 Month Rolling - Provided in Qwest's "Surveillance Report" and Qwest's "Detailed Separation Results."	1. Replace with monthly Colorado 1990's - Separated Results of Operations - Variance
2. Rate Base - Provided in Qwest's "Surveillance Report" and Qwest's "Detailed Separation Results."	2. Replace with monthly Colorado 1990's - Separated Results of Operations - Variance
3. Rate of Return and Return on Equity - Provided in Qwest's "Surveillance Report" and Qwest's "Detailed Separation Results."	3. Replace Rate of Return with monthly Colorado 1990's - Separated Results of Operations - Variance Return on Equity - Eliminate as it is no longer calculated - Waiver

C. Request For Variances And Waivers From Certain Ongoing Audit Requirements Issued By Commission Staff Pursuant To Sections 40-6-106 And 40-6-107, C.R.S.

9. In the past, Staff has requested that Qwest and its predecessor companies provide information as part of its annual report to the Commission. For example, on November 17, 1994, Staff sent Qwest's predecessor, US WEST Communications, Inc. a letter in which it set forth certain supplemental information Staff desired US WEST to provide as part of its annual report. A copy of the letter is attached to this Petition and labeled Attachment 1.

10. Set forth in the left column of the table below is a description of the annual reporting requirements Staff has established for Qwest and its predecessor companies, for which Qwest seeks variances and waivers in this Petition. Set forth in the right column of the table below is a description of the manner in which Qwest, Staff and the OCC have agreed these reporting requirements should be modified for the future, and whether the relief sought to obtain the modification to the reporting requirement requires a waiver or a variance.

STAFF'S ANNUAL REPORTING REQUIREMENTS ISSUED PURSUANT TO 40-6-106 AND 40-6-107, C.R.S.	
CURRENT REPORTING REQUIREMENT	NEW REPORTING REQUIREMENT
1. Colorado Operations I-1 & B-1 - Provided as part of the "Additional Reporting" in Qwest's Annual Report (Details of certain accounts on a state/intrastate basis & selected other information.)	1. Replace with 1990's - Separated Results of Operations - Variance
2. ARMIS 43-06 Service Quality - Company and All States - Provided as part of the "Additional Reporting" in Qwest's Annual Report (Details of certain accounts on a state/intrastate basis & selected other information.)	2. Eliminate - Available from the FCC - Waiver ³
3. ARMIS B-6 (Company) (Investment and Accumulated Depreciation - Provided as part of the "Additional Reporting" in Qwest's Annual Report (Details of certain accounts on a state/intrastate basis & selected other information.)	3. Eliminate - Waiver ⁴
4. ARMIS B-9 Colorado Deferred Charges- Provided as part of the "Additional Reporting" in Qwest's Annual Report (Details of certain accounts on a state/intrastate basis & selected other information.)	4. Eliminate - Waiver ⁵
5. ARMIS B-12 Colorado Deferred Taxes- Provided as part of the "Additional Reporting" in Qwest's Annual Report (Details of certain accounts on a state/intrastate basis & selected other information.)	5. Eliminate - Waiver ⁶
6. ARMIS B-13 Colorado Other Deferred Credits- Provided as part of the "Additional Reporting" in Qwest's Annual Report (Details of certain accounts on a state/intrastate basis & selected other information.)	6. Eliminate - Waiver ⁷
7. Rent Revenue Details (Colorado) - Provided as part of the "Additional Reporting" in Qwest's Annual Report (Details of certain accounts on a state/intrastate basis & selected other information.)	7. Eliminate Summary- Waiver. Retain Report entitled "Basic Local Service Revenue" and Report entitled "Miscellaneous Revenues"
8. E-911- Provided as part of the "Additional Reporting" in Qwest's Annual Report (Details of certain accounts on a state/intrastate basis & selected other information.)	8. Eliminate as duplicative of information already Provided - Waiver
9. ARMIS B-5 Colorado entries to Accumulated Depreciation - Provided as part of the "Additional	9. Replace with Qwest's Confidential Internal Depreciation Analysis report - Variance ⁸

³ *Id.*⁴ The FCC has eliminated this ARMIS Report; therefore, it is not a part of the Qwest forbearance petition described in footnote 1. See http://www.fcc.gov/wcb/eafs/help/system_changes.html for a complete listing of the ARMIS Reports the FCC has eliminated.⁵ *Id.*⁶ *Id.*⁷ *Id.*

STAFF'S ANNUAL REPORTING REQUIREMENTS ISSUED PURSUANT TO 40-6-106 AND 40-6-107, C.R.S.	
CURRENT REPORTING REQUIREMENT	NEW REPORTING REQUIREMENT
Reporting" in Qwest's Annual Report (Details of certain accounts on a state/intrastate basis & selected other information.)	
10. ARMIS B-7 Colorado Basis of Charges for Depreciation - Provided as part of the "Additional Reporting" in Qwest's Annual Report (Details of certain accounts on a state/intrastate basis & selected other information.)	10. Eliminate – Waiver ⁸
11. Tax Detail- Provided as part of the "Additional Reporting" in Qwest's Annual Report (Details of certain accounts on a state/intrastate basis & selected other information.)	11. Eliminate – Waiver
12. Construction WIP- Provided as part of The "Additional Reporting" in Qwest's Annual Report (Details of certain accounts on a state/intrastate basis & selected other information.)	12. Eliminate – Waiver
13. Plant Held for Future Use- Provided as part of the "Additional Reporting" in Qwest's Annual Report (Details of certain accounts on a state/intrastate basis & selected other information.)	13. Eliminate – Waiver
14. Table of Contents of Annual Report- Provided as part of the "Additional Reporting" in Qwest's Annual Report (Details of certain accounts on a state/intrastate basis & selected other information.)	14. Eliminate – Waiver
15. Virtual Private Line- Provided as part of the "Additional Reporting" in Qwest's Annual Report (Details of certain accounts on a State/intrastate basis & selected other information.)	15. Eliminate – Waiver
16. Toll, Subscriber and Access Line Schedules (Colorado) - Provided as part of the "Additional Reporting" in Qwest's Annual Report (Details of certain accounts on a State/intrastate basis & selected other information.)	16. Eliminate Switch Report – Available from Qwest Web site - Waiver Retain Confidential Access Line Report.
17. Affiliated Interest Annual Report – Payments – Provided as part of the Affiliated Interest Report in Qwest's Annual Report	17. Eliminate – Waiver
18. Affiliated Interest Annual Report – Revenues– Provided as part of the Affiliated Interest Report in Qwest's Annual Report	18. Eliminate – Waiver
19. Affiliated Interest Annual Report – Contracts– Provided as part of the Affiliated Interest Report in Qwest's Annual Report	19. Eliminate – Waiver
20. Affiliated Interest Annual Report –Federal Cost Allocation Manual – Provided as part of the	20. Maintain in electronic form only – Variance

⁸ *Id.*

⁹ The information contained in ARMIS B-7 is contained in ARMIS 43-02. See the Table in Paragraph 6, Item 1.

STAFF'S ANNUAL REPORTING REQUIREMENTS ISSUED PURSUANT TO 40-6-106 AND 40-6-107, C.R.S.	
CURRENT REPORTING REQUIREMENT	NEW REPORTING REQUIREMENT
Affiliated Interest Report in Qwest's Annual Report	

D. Request For Variance From Certain Reporting Requirements Contained In Decision No, C05-0258.

11. In Docket No. 99A-407T, which concerned the merger of Qwest Communications International, Inc. and U S WEST, Inc., the Commission required that an annual audit be performed by independent third parties on the condition and adequacy of maintenance and wire center modernization of the merged company's circuit switched network in Colorado. Decision Granting Joint Application, *In the Matter of the Application of Qwest Communications Corporation, LCI International Telecom Corp., USLD Communications, Inc. and U S West Communications, Inc. for Approval of the Merger of their Parent Corporations, Qwest Communications International Inc. and U S West, Inc.*, Docket No. 99A-407T, Decision No. C00-0041, pp. 11-12 (Co. P.U.C. January 20, 2000). These audits were directed to continue until the Commission ordered that no further audits were required or necessary. *Id.* The Commission ordered that the first audit be conducted for calendar year 2000 with a report due to the Commission no later than the first Quarter of 2001. The Commission later granted a Staff and OCC motion to modify the audit requirement, so that the first audit was due the first quarter of 2002. See Order Granting Variance and Modifying Audit Requirement, *In the Matter of the Application of Qwest Communications Corporation, LCI International Telecom Corp., USLD Communications, Inc. and U S West Communications, Inc. for Approval of the Merger of their Parent Corporations, Qwest Communications International Inc. and U S West, Inc.*, Docket No. 99A-407T, Decision No. C01-0225 (Co. P.U.C. March 15, 2001).

12. On January 14, 2005, Qwest filed a petition requesting that the Commission waive the requirement that it submit an annual audit of its local network investment. See *In the Matter of the Petition of Qwest Corporation for a Permanent Waiver of the Requirement Contained in Decision Nos. C00-041 and C01-225 to Submit an Annual Audit of its Local Network Investments*, Docket No. 05V-021T. The Commission treated Qwest's Petition as a request for permanent variance, and granted the application with the requirement that Qwest continue to make available to Commission Staff, annual investment information by wire center as it had been previously provided with its annual infrastructure audits. Order Granting Permanent Variance, *In the Matter of the Petition of Qwest Corporation for a Permanent Waiver of the Requirement Contained in Decision Nos. C00-041 and C01-225 to Submit an Annual Audit of its Local Network Investments*, Docket No. 05V-021T, Decision No. C05-0258 (Co. P.U.C. March 7, 2005).

13. Instead of filing its annual investment information by wire center on or before March 31st of each year, Qwest, Staff and the OCC have agreed that Qwest should make this filing on or before April 30th of each year as part of its annual report filing.

E. Request for Waivers of Certain Requirements Set Forth In 4 CCR 723-2-2409(a) & (e), 2410 And Audit Requirements Issued By Commission Staff Pursuant To 40-6-106 And 40-6-107, C.R.S.

14. In compliance with rules 4 CCR 723-2-2409(a) & (e), 2410 and audit requirements issued by Commission Staff pursuant to 40-6-106 and 40-6-107, C.R.S., Qwest submits information to the Commission in the form of reports included as part of Appendix B to its Annual Report. Qwest, Staff and the OCC have determined that Qwest should no longer be required to provide certain reports.

15. Set forth in the left column of the table below is a description of some of the information Qwest files with the Commission as part of Appendix B to its Annual Report in compliance with rules 4 CCR 723-2-2409(a) & (e), 2410 and audit requirements issued by Commission Staff pursuant to 40-6-106 and 40-6-107, C.R.S., and for which Qwest seeks waivers in this Petition. Set forth in the right column of the table below is the fact that Qwest, Staff and the OCC have agreed these reporting requirements should be eliminated. The column on the right also reflects the fact that in order to obtain the relief sought, a waiver is required in each instance.

REPORTS FILED AS PART OF APPENDIX B TO QWEST'S ANNUAL REPORT IN COMPLIANCE WITH RULES 4 CCR 723-2-2409(a) & (e), 2410 AND AUDIT REQUIREMENTS ISSUED BY COMMISSION STAFF PURSUANT TO 40-6-106 AND 40-6-107, C.R.S.	
CURRENT REPORTING REQUIREMENT	NEW REPORTING REQUIREMENT
1. Cost Accounting Allocation System Reports-- referred to as "CAASFILE" in Appendix B to the Qwest Annual Report	1. Eliminate -- Waiver
2. Cost Accounting Allocation System Primary Investment Module Reports - referred to as "CAASPIM" in Appendix B to the Qwest Annual Report	2. Eliminate -- Waiver
3. Cost Accounting Reporting System Reports - referred to as "CARS06" in Appendix B to the Qwest Annual Report	3. Eliminate -- Waiver
4. Investment, Expenses and Revenue History Reports 1 through 4.- referred to as "HISTFILE 1," "HISTFILE 2;" "HISTFILE 3" and "HISTFILE 4" in Appendix B to the Qwest Annual Report	4. Eliminate -- Waiver

III. REQUEST FOR VARIANCES AND WAIVERS

16. As can be seen from the descriptions set forth above, much of the information described above is either: 1) publicly available from other sources, such as reports on file with the FCC; 2) available from material already provided to the Commission and its Staff; or, 3) material no longer required to monitor Qwest's operations given the manner in which Qwest is

currently regulated. As a result, and pursuant to the agreement of Qwest, Staff and the OCC, Qwest seeks the various waivers and variances described above. Confidential Attachment 2 contains April 2007 data illustrating the form and content of the monthly report Qwest will file if the above described variances and waivers are granted. Confidential Attachment 3 contains 2006 data illustrating the form and content of the complete annual report Qwest will file if the above described variances and waivers are granted.

17. Qwest requests that: the waivers and variances applicable to its annual reports be effective for calendar year 2007; the waivers and variances applicable to its monthly report be effective beginning with the month the Commission's order granting the requested waivers and variances is issued; and, the variance applicable to its report of annual investment information by wire center be effective for its report for calendar year 2007.

18. Set forth below are the disclosures required by 4 CCR 723-1-1003(c) and 723-2-2003(b):

- a. Name, complete address (street, city, state, and zip code), telephone number of person making the request, and name(s) under which the person making the request is providing or will provide telecommunications service in Colorado:

Qwest Corporation, 1801 California Street, Denver Colorado 80202.
Qwest provides telecommunications service in Colorado under the name "Qwest." Qwest requests that all questions about this Application be directed to the following individuals at the addresses given below:

David W. McGann
Qwest Services Corporation
1801 California Street, 10 Floor
Denver, Colorado 80202
(303) 383-6779
Facsimile: (303) 383-8543
E-mail: david.mcgann@qwest.com

John W. Kure
Qwest Services Corporation
1801 California Street, 47th Floor
Denver, Colorado 80202
(303) 896-6428
Facsimile: (303) 896-2726
E-mail: john.kure@qwest.com

- b. Citation to the specific paragraph of the statute, rule, or Commission decision and order from which waiver or variance is sought:

- i. Order, *In The Matter Of The Application Of The Mountain States Telephone And Telegraph Company For Authority To Modify The Format And Content Of Its Supplement To Its Annual Report To The Commission*, Application No. 29080, Decision No. 88513, Ordering Paragraph 1 (Co. P.U.C. April 6, 1976);
 - ii. Order of the Commission, *Re: Investigation And Suspension Of Proposed Changes In Tariff – Colorado PUC No. 5 – Telephone – Mountain States Telephone And Telegraph Company, Denver, Colorado, 80202*, Investigation and Suspension Docket No. 15785, Decision No. C82-1905, p. 80 (Co. P.U.C. December 7, 1982);
 - iii. Various Staff requests that Qwest and its predecessor companies provide information as part of its annual report to the Commission, including Staff's letter to U S WEST Communications, Inc. dated November 17, 1994;
 - iv. Order Granting Permanent Variance, *In the Matter of the Petition of Qwest Corporation for a Permanent Waiver of the Requirement Contained in Decision Nos. C00-041 and C01-225 to Submit an Annual Audit of its Local Network Investments*, Docket No. 05V-021T, Decision No. C05-0258 (Co. P.U.C. March 7, 2005); and,
 - v. 4 CCR 723-2-2409(a) & (e), 2410, and audit requirements issued by Commission Staff pursuant to 40-6-106 and 40-6-107, C.R.S.
- c. Statement of the waiver or variance requested:
- Qwest seeks the waivers and variances described in Paragraphs 6, 8, 10, 13, 15 and 17 set forth above.
- d. Statement whether waiver or variance, if granted, would be permanent or temporary. If duration is temporary, statement of specific date or event which will terminate waiver or variance:
- The waivers and variances sought are permanent.
- e. Statement whether waiver or variance, if granted, would be full or partial:
- See Paragraphs 6, 8, 10, 13 and 15.
- f. Statement of facts and circumstances (not in conclusory form) relied upon to demonstrate good cause for granting the request:
- See Paragraphs 1 through 16 set forth above.

- g. Qwest prefers any hearings be held in Denver, Colorado;
- h. Qwest agrees to respond to all questions propounded by the Commission or its Staff concerning the petition;
- i. Qwest shall permit the Commission or any member of its Staff to inspect its books and records as part of the investigation into the petition;
- j. Qwest understands that if any portion of the petition is found to be false or to contain material misrepresentations, any relief granted may be revoked upon Commission order; and
- k. The Affidavit of John W. Kure is attached to this Petition and labeled Attachment 4.

IV. CONCLUSION AND REQUEST FOR RELIEF

WHEREFORE, Qwest respectfully requests that the Commission:

1. Grant it the variances and waivers described in paragraphs 6, 8, 10, 13 and 15 of this Petition. Qwest requests that: the waivers and variances applicable to its annual reports be effective for calendar year 2007; the waivers and variances applicable to its monthly report be effective starting the month the Commission's order granting the requested waivers and variances is issued; and, the variance applicable to its report of annual investment information by wire center be effective for its report for calendar year 2007.
2. Grant such other and further relief as the Commission deems just and equitable.

Dated this 12th day of December, 2007

Qwest Corporation

By:


David W. McGann, No. 34521

Qwest Services Corporation

1005 17th Street, Suite #200

Denver, CO 80202

303-896-3892

303-896-6095 (Fax)

david.mcgann@qwest.com

Attorney for Qwest Corporation

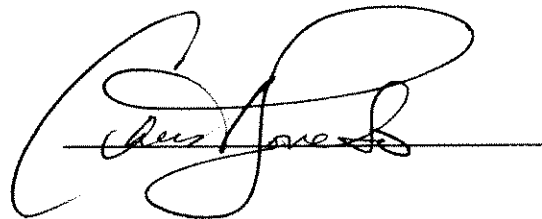
CERTIFICATE OF SERVICE

I hereby certify that on this 12th day of December, 2007, an original plus 10 copies of the foregoing **QWEST CORPORATION'S PETITION FOR WAIVERS AND VARIANCES** was hand-delivered to:

Doug Dean, Director
Colorado Public Utilities Commission
1560 Broadway, Suite 250
Denver, CO 80202

and a copy was placed in the United States mail and/or sent via electronic mail to the following:

James A. Greenwood, Director
Office of Consumer Counsel
1560 Broadway, Suite 200
Denver, CO 80202
James.greenwood@dora.state.co.us

A handwritten signature in black ink, appearing to read "James A. Greenwood", is written over a horizontal line.

STATE OF COLORADO

PUBLIC UTILITIES COMMISSION

Robert J. Hix, Chairman
Christine E. M. Alvarez, Commissioner
Vincent Majkowski, Commissioner
Bruce N. Smith, Director

Department of Regulatory Agencies
Joseph A. Garcia
Executive Director



Roy Romer
Governor

November 17, 1994

Judy Steward
U S West Communications
1801 California St., Rm. 3120
Denver, CO 80202

Dear Judy:

The Commission Staff has been reviewing the format of annual reports telecommunications providers submitted to the Commission. Annual reports are required in Rule 25 (a) (1) of the Rules of Practice and Procedure.

As part of the above process, Staff has examined the information that USWC has provided to the Commission in the past several years, particularly the documents provided in 1994 for the 1993 reporting period.

In 1994, USWC's annual report filing included an Appendix A Questionnaire with responses and an ARMIS report 43-02 for the consolidated USWC operations (all study areas) that include a Colorado attachment.

For the annual reporting requirement due April 30, 1995 for Colorado operations, we would like USWC to supplement the information it provided in 1994 with the following:

- 1) Unrestricted version of ARMIS report 43-02 for Colorado operations (Colorado study area). See attached ARMIS USOA Report sample attached.
- 2) ARMIS reports that encompass 1994 for service quality results (43-06) that include Colorado and the other study areas with Colorado identified separately.
- 3) Worksheets that show the linkage from the ARMIS 43-02 Colorado study area report with the information submitted with the 43-02 for the composite ("all") study area and the Colorado attached information (Supplement to the Annual Report). See a portion thereof attached.

1580 Logan Street, Office Level 2, Denver, Colorado 80203

Telephone Number (303) 894-2000

Consumer Affairs (303) 894-2070

Permit and Insurance (Outside Denver) 1-800-888-0170

Consumer Affairs (Outside Denver) 1-800-456-0858

1/17/95 (303) 894-2880

5/17/95 (303) 894-2880

11/17/95 (303) 894-2880

- * 4) For basic area revenue (Account 5001) in the ~~43-92~~ and Colorado total state and intrastate reports, basic local service revenues broken out by residential and business classifications.

For rent revenue (Account 5240) a break out by sub accounts 5240.1 through 5240.9 total state and intrastate amounts.

- * 5) A Colorado 911 (Emergency) Annual Report Attachment (see attached one page schedule).
- * 6) A Colorado Low Income Telephone Assistance Fund Report (see attached two page schedule).
- * 7) Colorado specific Plant Accounts, Depreciation and Amortization schedules by USOA account and subaccount as necessary in the provided format (see attached schedules labeled B-5 and B-7).
- * 8) Colorado specific tax detail (see attached schedules 4 and 5 from Utah).
- * 9) A narrative explanation of how Corporate and Centralized expenses were allocated within the fourteen state region (see attached Schedule 11 for example). Also please provide rent compensation in format of I-C attached.
- * 10) Construction work in process broken down by project.
- * 11) Plant held for future use broken down by project.
- * 12) Table of Contents for the annual report.

We would like to schedule a meeting with you to discuss this letter and any questions that you may have after you have had a chance to review the reengineered annual report information. We would like to tentatively schedule the meeting for the week of November 28 and will call you to formalize a date.

Sincerely,

Bill

Bill Steele
Principal Financial Analyst

cc: James A Richards
Bruce N. Smith
Brian Johnson

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

Docket No. _____

IN THE MATTER OF THE PETITION OF QWEST CORPORATION FOR: 1) VARIANCES AND WAIVERS FROM CERTAIN REQUIREMENTS CONTAINED IN DECISION NO. 88513; 2) VARIANCES AND A WAIVER FROM CERTAIN REPORTING REQUIREMENTS CONTAINED IN DECISION NO. C82-1906; 3) VARIANCES AND WAIVERS FROM CERTAIN ONGOING AUDIT REQUIREMENTS ISSUED BY COMMISSION STAFF PURSUANT TO SECTIONS 40-6-106 AND 40-6-107, C.R.S.; 4) A VARIANCE FROM CERTAIN REPORTING REQUIREMENTS CONTAINED IN DECISION NO. C05-0258; AND, 5) A WAIVER OF CERTAIN REQUIRMENTS SET FORTH IN 4 CCR 723-2-2409(a) & (e), 2410 AND AUDIT REQUIREMENTS ISSUED BY COMMISSION STAFF PURSUANT TO SECTIONS 40-6-106 AND 40-6-107, C.R.S., PURSUANT TO AN AGREEMENT REACHED WITH THE STAFF OF THE COLORADO PUBLIC UTILITIES COMMISSION AND THE COLORADO OFFICE OF CONSUMER COUNSEL

PETITION FOR WAIVERS AND VARIANCES

CONFIDENTIAL

ATTACHMENT – 2

**Notice of Confidentiality: A Portion of this Document has been
filed under Seal**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

Docket No. _____

IN THE MATTER OF THE PETITION OF QWEST CORPORATION FOR: 1) VARIANCES AND WAIVERS FROM CERTAIN REQUIREMENTS CONTAINED IN DECISION NO. 88513; 2) VARIANCES AND A WAIVER FROM CERTAIN REPORTING REQUIREMENTS CONTAINED IN DECISION NO. C82-1906; 3) VARIANCES AND WAIVERS FROM CERTAIN ONGOING AUDIT REQUIREMENTS ISSUED BY COMMISSION STAFF PURSUANT TO SECTIONS 40-6-106 AND 40-6-107, C.R.S.; 4) A VARIANCE FROM CERTAIN REPORTING REQUIREMENTS CONTAINED IN DECISION NO. C05-0258; AND, 5) A WAIVER OF CERTAIN REQUIRMENTS SET FORTH IN 4 CCR 723-2-2409(a) & (e), 2410 AND AUDIT REQUIREMENTS ISSUED BY COMMISSION STAFF PURSUANT TO SECTIONS 40-6-106 AND 40-6-107, C.R.S., PURSUANT TO AN AGREEMENT REACHED WITH THE STAFF OF THE COLORADO PUBLIC UTILITIES COMMISSION AND THE COLORADO OFFICE OF CONSUMER COUNSEL

PETITION FOR WAIVERS AND VARIANCES


CONFIDENTIAL

ATTACHMENT – 3

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DOCKET NO. _____

AFFIDAVIT OF JOHN W. KURE


John W. Kure

STATE OF COLORADO)
) ss.
CITY AND COUNTY OF DENVER)

Subscribed and sworn to before me this 12th day of November, 2007, by John W. Kure.

Notary Public
Commission Expires 2-5-2011